



RCE

PATENT
Attorney Docket 044574-5044

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sulayman Dib-Hajj *et al.*

Application No. 09/856,274

Filed: May 18, 2001

For: **Effects of GDNF and NGF on Sodium
Channels in DRG Neurons**

Group Art Unit: 1646

Examiner: Michael Pak

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop RCE
Randolph Building
401 Dulany Street
Alexandria, VA 22314

REQUEST FOR CONTINUED EXAMINATION (RCE)

This is a request for continued examination (RCE) under 37 C.F.R. 1.114 of U.S. Application 09/856,274, filed May 18, 2001, entitled Effects of GDNF and NGF on Sodium Channels in DRG Neurons.

1. Please consider and enter the attached Amendment and Response Under 37 C.F.R. 1.114.

2. Fee Calculation (37 C.F.R. § 1.16):

12/06/2005 JADD01 00000130 500310 09856274

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	24	minus	25	0	\$50.00 each=	0.00
Independent Claims	3	minus	7	0	\$200.00 each=	0.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						0.00
Reduction by 1/2 for filing by a small entity						0.00
Total Fee =						\$0.00

3. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Further to the Notice of Appeal filed on May 3, 2005, Applicants petition for a five-month extension of time from July 3, 2005 to December 3, 2005 with the filing of this request, the fee for a small entity which is **\$1,080.00** as set out in 37 C.F.R. 1.17(a). The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310. This request is being filed under the next business day rule on Monday, December 5, 2005 as the due date for responding fell on a Saturday (December 3, 2005).

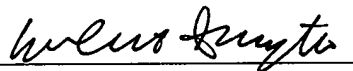
4. Fee Payment: The Commissioner is hereby authorized to charge **\$1,475.00** to Deposit Account No. 50-0310 for payment of the request for continued examination filing fee (\$3950.00) and the five-month extension of time fee (\$1,080.00), all fees at the small entity rate.
5. Please address all correspondence to:

Customer Number: 009629
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **Constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **December 5, 2005**
Morgan, Lewis & Bockius LLP
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1111 Pennsylvania Avenue, N.W.
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202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP


Robert Smyth
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